Case 1:07-cv-08024-LTS Document 7 Filed 01/09/2008 Case 1:07-cv-08024-LTS Document 5 Filed 01/07/2008 RONICALLY FILED UNITED STATES DISTRICT COURT FILED SOUTHERN DISTRICT OF NEW YORK CV-07-8024 TRUSTEES OF THE OPERATIVE VOLUNTARY NOTICE AND OFFICE PLASTERERS & CEMENT MASONS, et. al. OF DISMISSAL Plaintiffs, v. BINNS GENERAL CONSTRUCTION, INC. Defendants. PLEASE TAKE NOTICE, that pursuant to Federal Rules of Civil Procedure 41(a)(1)(i), the Plaintiff by the undersigned attorney of record hereby voluntarily dismisses the above entitled action. Dated: January 7, 2008 Hempstead, NY By:

Danielle M. Carney, Esq. (DMC7471) BARNES, IACCARINO, VIRGINIA, AMBINDER & SHEPHERD, PLLC Attorney for Plaintiff 3 Surrey Lane Hempstead, NY 11550 (516) 483-2990

SO ORDERED.

LAURA TAYLOR SWAIN UNITED STATES DISTRICT JUDGE